## NON-PROVISIONAL UTILITY PATENT APPLICATION TRANSMITTAL - 37 CFR 1.53(b)

[ ] Duplicate (check, if applicable)

## MAIL STOP PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Attorney Docket No.: 10059-472US (P31757-01)
First Named Inventor: Soichi SHIBATA, et al.
Express Mail Label No.: EV199928136US
Total Pages of Transmittal Form: 2

Transmitted herewith for filing is the non-provisional utility patent application entitled:

		FUEL CELL								
which	is:	Original: or								
an	[X]	Original; or								
a		Continuation, [] Divisional, or [] Continuation-in-part (CIP) or Application No filed								
	Antici	cipated Group/Art Unit: or Class, Subclass								
[]		is non-provisional patent application is based on Provisional Patent Application No, filed								
Enclo	sed are:									
	[X]	Specification (including Abstract) and claims: 46 pages.								
	[X]	5 sheets of drawings (formal).								
	[]	Application Data Sheet.								
	[X]	Newly unexecuted Declaration (copy).								
	[]	Copy of Declaration from prior application.								
	[]	Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable								
	[]	Microfiche computer program (Appendix).								
	[]	Nucleotide and/or Amino Acid Sequence Submission, including:								
		[ ] Computer readable copy [ ] Paper Copy [ ] Verified Statement.								
	[]	Under PTO-1595 Cover Sheet, an assignment of the invention								
	[X]	Name of Assignee: Matsushita Electric Industrial Co., Ltd.								
	[X]	Certified copy of Japanese Application No. 2002-230538 filed August 7, 2002 is filed: [X] herewith or [] in prior application								
	[]	Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as [ ] an Independent Inventor, or [ ] a Small Business Concern, or [ ] a Non-Profit Organization.								
	[]	Preliminary Amendment.								
	[]	Information Disclosure Statement, PTO/SB/08A, and cited references.								
	[]	Request for Nonpublication of Application Under 35 U.S.C. §122(b)								
	[]	Other:								

The filing fee is calculated as follows:

			SMALL ENTITY			LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$375			BASIC FEE: \$750	
Total	8 - 20 =	0	X9	\$	OR	X18	\$
Independent	1 – 3 =	0	X42	\$	OR	X84	\$
[] Multiple I	Dependent Claim	\$140	\$	OR	\$280	\$	
*			TOTAL	\$	OR	TOTAL	\$ 750

- [] The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts
- A check in the amount of \$\\_750\\_.00 to cover the filing is enclosed. [X]
- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 210059.0472) as noted below. A duplicate copy of this sheet is enclosed.
  - [X]Any overpayments or deficiencies in the above-calculated fee.
  - Filing fee in the amount of \$\_\_\_\_\_ as calculated above. []
  - [X]Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
  - [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

## **CORRESPONDENCE ADDRESS**

August 5, 2003

WILLIAM W. SCHWARZE

Registration No. 25,918

AKIN GUMP STRAUSS HAUER & FELD LLP

One Commerce Square

2005 Market Street, Suite 2200 Philadelphia, PA 19103-7013 Telephone: 215-965-1200

Direct Dial: 215-965-1270

WWS/vj Enclosures Facsimile: 215-965-1210

E-Mail: wschwarze@akingump.com

[X] Customer Number or Bar Code Label: 000570